

OCT-07-2003 16:07

O'MELVENY&MYERS LLP IRV04

949 737 2300

P.06/11

Patent
267/242

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Heller, Michael

Serial No.: 09/997,374

Filed: November 29, 2001

**For: HYBRIDIZATION OF
POLYNUCLEOTIDES CONJUGATED
WITH CHROMOPHORES AND
FLUOROPHORES TO GENERATE
DONOR-TO-DONOR ENERGY
TRANSFER SYSTEM**

Group Art Unit: 1655

Examiner: Not Yet Assigned

CLAIM OF PRIORITY

Commissioner for Patents
Washington, D.C. 20231

Sir:

Please be advised that this application is a continuation of U.S. Application Serial No. 09/724,753, filed on November 28, 2000, which is in turn a continuation of U.S. Application Serial No. 09/123,638, filed on July 28, 1998, now U.S. Patent No. 6,162,603, which is in turn a continuation of U.S. Application Serial No. 08/703,601, filed on August 23, 1996, now U.S. Patent No. 5,849,489, which in turn is a continuation of U.S. Application Serial No. 08/232,233, filed on May 5, 1994, now U.S. Patent No. 5,565,322, which was filed under 35 U.S.C. §371 based on International Application PCT/US92/09827, filed November 6, 1992, which in turn is a

OC-110415.1

**CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

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May 21, 2002
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continuation-in-part of U.S. Application Serial No. 07/790,262, filed November 7, 1991, now abandoned. Applicant claims priority to all of the above patents and applications under 35 U.S.C §§ 119, 120, and all of the above patents and applications are expressly herein incorporated by reference in their entirety.

Respectfully submitted,

LYON & LYON LLP

Dated: 5/22/2002

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